**DECLARATION FOR NON-PROVISIONAL PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. beneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled in:

**PACKAGED CONFECTIONERY COMBINATION INCLUDING
CONFECTIONERY PIECES PACKED IN- GROUP AND
METHODS FOR PRODUCING SUCH A COMBINATION**

and for which a patent application:

- ☒ is attached hereto and includes amendment(s) filed on _____ (if applicable)
☐ was filed in the United States on as Application No. _____ (declaration not accompanying application) with amendment(s) filed on _____ (if applicable)
☐ was filed as PCT international Application No. _____ on _____ and was amended under PCT Article 19 on _____ (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION			
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED
01112551.5	Europe	May 23, 2001	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

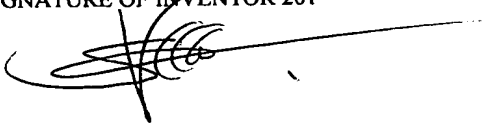
PROVISIONAL APPLICATION NUMBER	FILING DATE

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

NON-PROVISIONAL APPLICATION NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED
PCT/EP01/14632	December 7, 2001		X	

* for use only when the application is assigned to a company, partnership or other organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

201	FULL NAME OF INVENTOR	LAST NAME HENTZEL	FIRST NAME Stephane	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Epalinges	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP France	
	POST OFFICE ADDRESS	STREET Chemin des Croisettes 6	CITY Epalinges	STATE OR COUNTRY Switzerland	ZIP CODE 1066
		SIGNATURE OF INVENTOR 201 		DATE 09/03/04	
202	FULL NAME OF INVENTOR	LAST NAME THOMPSON	FIRST NAME Karen	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Macclesfield, Cheshire	STATE OR FOREIGN COUNTRY Great Britain	COUNTRY OF CITIZENSHIP Great Britain	
	POST OFFICE ADDRESS	STREET 18 Eastgate	CITY Macclesfield, Cheshire,	STATE OR COUNTRY Great Britain	ZIP CODE SK10 1GD
		SIGNATURE OF INVENTOR 202		DATE	
203	FULL NAME OF INVENTOR	LAST NAME BARRETT	FIRST NAME Graham	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Brandsby, North Yorkshire	STATE OR FOREIGN COUNTRY Great Britain	COUNTRY OF CITIZENSHIP Great Britain	
	POST OFFICE ADDRESS	STREET Home Farm	CITY Brandsby North Yorkshire	STATE OR COUNTRY Great Britain	ZIP CODE YO61 4RH
		SIGNATURE OF INVENTOR 203		DATE	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

201	FULL NAME OF INVENTOR	LAST NAME HENTZEL	FIRST NAME Stephane	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Epalinges	STATE OR FOREIGN COUNTRY Switzerland	COUNTRY OF CITIZENSHIP France	
	POST OFFICE ADDRESS	STREET Chemin des Croisettes 6	CITY Epalinges	STATE OR COUNTRY Switzerland	ZIP CODE 1066
		SIGNATURE OF INVENTOR 201		DATE	
202	FULL NAME OF INVENTOR	LAST NAME THOMPSON	FIRST NAME Karen	MIDDLE NAME Louise	
	RESIDENCE & CITIZENSHIP	CITY Macclesfield, Cheshire	STATE OR FOREIGN COUNTRY Great Britain	COUNTRY OF CITIZENSHIP Great Britain	
	POST OFFICE ADDRESS	STREET 18 Eastgate	CITY Macclesfield, Cheshire,	STATE OR COUNTRY Great Britain	ZIP CODE SK10 1GD
		SIGNATURE OF INVENTOR 202 <i>Karen Thompson</i>		DATE <i>30th October 2003</i>	
203	FULL NAME OF INVENTOR	LAST NAME BARRETT	FIRST NAME Graham	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Brandsby, North Yorkshire	STATE OR FOREIGN COUNTRY Great Britain	COUNTRY OF CITIZENSHIP Great Britain	
	POST OFFICE ADDRESS	STREET Home Farm	CITY Brandsby North Yorkshire	STATE OR COUNTRY Great Britain	ZIP CODE YO61 4RH
		SIGNATURE OF INVENTOR 203 <i>Graham Barrett</i>		DATE <i>21st NOVEMBER 2003</i>	



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor Application of: Stephane HENTZEL et al.

Confirmation No.:

Application No.:

Group Art Unit:

Filing Date:

Examiner:

For: PACKAGED CONFECTIONERY
COMBINATION INCLUDING
CONFECTIONERY PIECES PACKED IN-
GROUP AND METHODS FOR PRODUCING
SUCH A COMBINATION

Attorney Docket No.: 88265-6649

**POWER OF ATTORNEY BY ASSIGNEE
AND EXCLUSION OF INVENTOR(S) UNDER 37 C.F.R. 3.71**

Commissioner for Patents
P.O. Box 1450
Washington, D.C. 22313-1450

Sir:

The undersigned assignee of the entire interest in the above-identified subject application hereby appoints Allan A. Fanucci (Reg. No. 30,256) and Daniel J. Hulseberg (Reg. No. 36,554) of WINSTON & STRAWN LLP (Customer No. 28765) to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith.

Please direct all correspondence for this application to Customer No. 28765 to the attention of Allan A. Fanucci (telephone 212-294-3311, facsimile 212-294-4700).

An assignment of the entire interest in the above-identified subject application:

- ☐ is submitted herewith for recording and a copy is attached.
- ☐ was submitted for recordation on _____ and a copy is attached.
- ☐ was recorded on _____ at Reel _____, Frame _____.

The undersigned has reviewed this assignment and, to the best of his/her knowledge, title is in the assignee seeking to take action in this application and that he/she is empowered to act on its behalf.

ASSIGNEE:

NESTEC S.A.

Signature:

Date of Signature:

30th October 2003

Typed Name:

Paula NELSON

Position/Title:

Authorised Signatory

Address:

Avenue Nestle 55

CH-1800 Vevey

Switzerland

ASSIGNMENT

WHEREAS, each of

Stephane HENTZEL, a citizen of the France, residing at,
Chemin des Croisettes 6, 1066 Epalinges, Switzerland; and

Karen THOMPSON, a citizen of Great Britain, residing at,
18 Eastgate, Macclesfield, Cheshire SK10 1GD, Great Britain; and

Graham BARRETT, a citizen of Great Britain, residing at,
Home Farm, Brandsby, North Yorkshire YO61 4RH. Great Britain.

ASSIGNOR, is an inventor of the invention in **PACKAGED CONFECTIONERY COMBINATION INCLUDING CONFECTIONERY PIECES PACKED IN-GROUP AND METHODS FOR PRODUCING SUCH A COMBINATION** for which an application for a Patent of the United States, identified by Winston & Strawn Docket No. **88265-6649**.

- ☐ is executed on even date herewith
☒ was filed on _____ as Application No. _____.

WHEREAS, **NESTEC S.A.**, a Swiss corporate body having a place of business at Avenue Nestlé 55, 1800 Vevey, Switzerland, ASSIGNEE, is desirous of obtaining each inventor's entire right, title and interest in, to and under the said invention and the said application.

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to each inventor in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, each ASSIGNOR has sold, assigned, transferred and set over, and by these presents does hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, his or her entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof;

And each ASSIGNOR hereby authorizes and requests the Commissioner of Patents and Trademarks of the United States, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument;

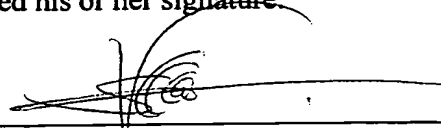
And each ASSIGNOR hereby covenants and agrees that he or she has the full right to convey the entire interest herein assigned, and that he or she has not executed, and will not execute, any agreement in conflict herewith;

And each ASSIGNOR hereby further covenants and agrees that he or she will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to him or her respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, and reissue applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for said invention;

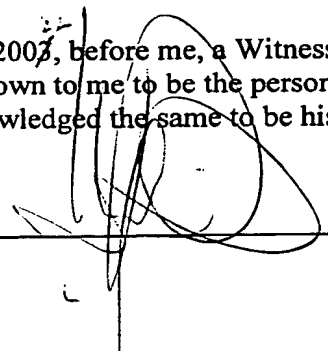
And each ASSIGNOR hereby authorizes the ASSIGNEE's patent attorney to complete this form by the addition of the application number, application filing date, and attorney docket number, if necessary.

In witness whereof, each inventor has affixed his or her signature.

09/03/04
Date


Stephane HENTZEL

On this 9 day of March, 2003, before me, a Witness, personally appeared **Stephane HENTZEL**, to me known and known to me to be the person of that name, who signed the foregoing instrument and acknowledged the same to be his/her free act and deed.


Witness

Date.

Karen THOMPSON

On this _____ day of _____, 2003, before me, a Witness, personally appeared **Karen THOMPSON**, to me known and known to me to be the person of that name, who signed the foregoing instrument and acknowledged the same to be his/her free act and deed.

Witness

And each ASSIGNOR hereby covenants and agrees that he or she has the full right to convey the entire interest herein assigned, and that he or she has not executed, and will not execute, any agreement in conflict herewith;

And each ASSIGNOR hereby further covenants and agrees that he or she will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to him or her respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, and reissue applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for said invention;

And each ASSIGNOR hereby authorizes the ASSIGNEE's patent attorney to complete this form by the addition of the application number, application filing date, and attorney docket number, if necessary.

In witness whereof, each inventor has affixed his or her signature.

Date

Stephane HENTZEL

On this _____ day of _____, 2003, before me, a Witness, personally appeared **Stephane HENTZEL**, to me known and known to me to be the person of that name, who signed the foregoing instrument and acknowledged the same to be his/her free act and deed.

Witness

30th October 2003
Date

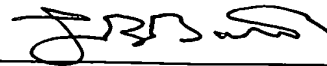
Karen Thompson
Karen THOMPSON

On this 30 day of OCTOBER, 2003, before me, a Witness, personally appeared **Karen THOMPSON**, to me known and known to me to be the person of that name, who signed the foregoing instrument and acknowledged the same to be his/her free act and deed.

Carmy Turner
Witness

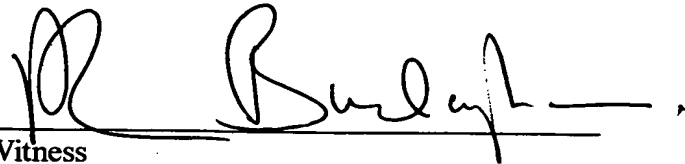
21st NOVEMBER 2003

Date



Graham BARRETT

On this 21st day of November, 2003, before me, a Witness, personally appeared **Graham BARRETT**, to me known and known to me to be the person of that name, who signed the foregoing instrument and acknowledged the same to be his/her free act and deed.


Witness